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8 Attorney for Plaintiffs

9 **UNITED STATES DISTRICT COURT**
10 **FOR THE CENTRAL DISTRICT**
11 **OF CALIFORNIA**

12
13 -----X
14 BRAVADO INTERNATIONAL GROUP
15 MERCHANDISING SERVICES, INC., and
16 ZION ROOTSWEAR, LLC,

17
18 Plaintiffs,

19 MLTD, INC., ODD SOX, LLC, AHMAD
20 AKAR, RAVENLITE, LLC d/b/a SSUR,
21 LAWRENCE KSIDO, RUSLAN KARABLIN
22 a/k/a RUSS KARABLIN, BLACK
23 MARKET USA, LONG TRAN, MONEY
24 MATTERS NYC, INC., EDWARD
25 GRAYVER, FOURTH DTSA d/b/a
26 FOURTHONLINE.COM, CHRIS
27 NGO, THIRD ESTATE, LLC d/b/a DOPE
28 CLOTHING and MATTHEW FIELDS,

Defendants.

CIVIL ACTION NO.

**COMPLAINT FOR
TRADEMARK AND
RIGHT OF PUBLICITY
INFRINGEMENT AND
UNFAIR COMPETITION**

JURISDICTION AND VENUE

1
2 1. Plaintiff BRAVADO INTERNATIONAL GROUP
3 MERCHANDISING SERVICES, INC. (“Bravado”) is a corporation duly
4 organized under the laws of the State of California with a place of business in Los
5 Angeles, California. Plaintiff ZION ROOTSWEAR, LLC (“Zion”) is a limited
6 liability corporation duly organized under the laws of the State of Florida with a
7 place of business in Los Angeles, California.
8

9
10 2. Upon information and belief, at all relevant times herein, Defendants
11 MLTD, INC., ODD SOX, LLC, AHMAD AKAR, RAVENLITE, LLC d/b/a
12 SSUR, LAWRENCE KSIDO, RUSLAN KARABLIN a/k/a RUSS KARABLIN,
13 BLACK MARKET USA, LONG TRAN, MONEY MATTERS NYC, INC.,
14 EDWARD GRAYVER, FOURTH DTSA d/b/a FOURTHONLINE.COM,
15 CHRIS NGO, THIRD ESTATE, LLC d/b/a/ DOPE CLOTHING and
16 MATTHEW FIELDS have transacted business in and/or have committed their
17 infringing activities alleged below in the Central District of California, knowing
18 that said activities would affect Bravado, a California corporation, and would
19 have an effect in the Central District of California. Upon information and belief,
20 Defendants Ahmad Akar, Lawrence Ksdio, Ruslan Karablin a/k/a Russ Karablin,
21 Edward Grayer, Long Tran, Chris Ngo and Matthew Fields authorized, directed
22 and participated in the infringement alleged herein.
23

24 3. This action arises under the Lanham Trademark Act (15 U.S.C. §
25 1051 *et seq.*). This Court has jurisdiction over this action under 28 U.S.C. § 1331,
26 28 U.S.C. § 1338(a) and 15 U.S.C. § 1125(a). This Court also has supplemental
27 jurisdiction over the Second, Third, Fourth, Sixth, Seventh, Eighth, Ninth and
28

1 Tenth Causes of Action because they arise out of a common nucleus of operative
2 facts as the First Cause of Action.

3 **PARTIES**
4

5 4. The Rolling Stones, Ramones, Kanye West, Tupac Shakur, Black
6 Sabbath, Guns N' Roses and Bob Marley (the "Musical Performers") are world
7 famous performers who have used their respective names, trademarks and
8 likenesses to identify themselves in all areas of the entertainment industry to
9 distinguish themselves from other professional entertainers.
10

11 5. Bravado has been, at all times relevant herein, engaged in the
12 business of marketing and selling merchandise bearing the names, trade names,
13 trademarks, logos and likenesses of the Musical Performers throughout the
14 United States pursuant to agreements between Bravado and the Musical
15 Performers that grant to Bravado the exclusive right to sell products bearing the
16 Musical Performers' names, trademarks and likenesses, as well as the right to
17 protect those names, trademarks and likenesses through litigation. Zion has been,
18 at all times relevant herein, engaged in the business of marketing and selling
19 merchandise bearing the name, trade name, trademark, logo and likeness of Bob
20 Marley and marks owned by or relating to Bob Marley, including but not limited
21 to Burnin', Tuff, Buffalo Soldier, Zion and Concrete Jungle (collectively referred
22 to as the "Marley Marks"), throughout the United States and has been granted the
23 exclusive right to sell products bearing the Bob Marley name, trademark, likeness
24 and the Marley Marks, as well as the right to protect those names, trademarks,
25 likenesses and Marley Marks through litigation.
26
27
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6. Defendants are or were distributing, advertising and selling unauthorized shirts and other items embodying the names, trademarks and likenesses of the Musical Performers, or the Marley Marks (collectively the “Infringing Merchandise”), and using the names, trademarks and likenesses to sell and distribute products throughout the United States by various means of interstate transport and delivery in violation of the rights of Plaintiffs and the Musical Performers under the Lanham Act.

BACKGROUND

7. Each of the Musical Performers has achieved nationwide fame and notoriety.

8. Since the dates set forth below, the Musical Performers have identified themselves with each party’s respective name and trademark. Separately or in conjunction with the likenesses of the Musical Performers, the Musical Performers’ trademarks distinguish merchandise relating to the Musical Performers.

<u>Trademark</u>	<u>Trademark Used By Musical Performer As Early As Following Date</u>
The Rolling Stones Tongue Logo	1972
Ramones	1976
Black Sabbath	1969
Guns N’ Roses	1984
Bob Marley	1976
Tupac Shakur	1996

Kanye West	2002
TUFF	2010
Burnin'	2007
Buffalo Solider	1983
Zion	1973
Concrete Jungle	1978

9. Each of the Musical Performers has sold and has licensed sales of tens of thousands of dollars' worth of merchandise bearing each party's respective name, trademark and likeness. Defendants' sale of the Infringing Merchandise is and will be without permission or authority of Plaintiffs or any of the Musical Performers.

10. Defendants' unlawful activity causes irreparable harm and injury to Plaintiffs and the Musical Performers in that, among other things, it deprives Plaintiffs and the Musical Performers of their absolute right to determine the manner in which their images are presented to the general public through merchandising; deceives the public as to the origin and sponsorship of merchandise; wrongfully trades upon and cashes in on the Musical Performers' reputations, commercial value and exclusive rights; and it irreparably harms and injures the reputations of Plaintiffs and the Musical Performers.

AS AND FOR A FIRST CAUSE OF ACTION
Violation of 15 U. S. C. § 1125(a)

11. Plaintiffs repeat and reallege paragraphs 1 through 10 of this Complaint as if fully set forth herein.

1 12. This cause arises under 15 U.S.C. § 1125(a) relating to trademarks,
2 trade names and unfair competition and involves false designations in commerce.

3
4 13. The names, trademarks and likenesses of the Musical Performers as
5 well as other trademarks owned by the Musical Performers, including the Rolling
6 Stones tongue logo and Guns N' Roses skeleton and bullet logos, (collectively,
7 the "Musical Performers' Marks") and the Marley Marks have been used to
8 identify the respective Musical Performers, in connection with the Musical
9 Performers' performing services, and in the production and sale of various types
10 of products throughout the United States. As a result, the Musical Performers'
11 Marks and the Marley Marks have developed and now have a secondary and
12 distinctive trademark meaning to purchasers of merchandise.

13
14 14. Defendants have advertised, manufactured and sold Infringing
15 Merchandise containing and using the names, trademarks and likenesses of the
16 Musical Performers and the Marley Marks, or marks confusingly similar thereto.
17 By misappropriating and using the Musical Performers' Marks and the Marley
18 Marks in advertising and on goods that Defendants have sold, Defendants have
19 misrepresented and falsely described to the general public the origin and source
20 of the Infringing Merchandise so as to create the likelihood of confusion by the
21 ultimate purchaser as to both the source and sponsorship of the Infringing
22 Merchandise.

23
24
25 15. Defendants' advertisement, distribution, manufacture and sale of the
26 Infringing Merchandise has infringed and will continue to infringe upon and dilute
27 the trademarks, names and likenesses of the Musical Performers.
28

1 16. Defendants' advertisement, manufactured and sale of the Infringing
2 Merchandise will damage and dilute the good will generated by each of the
3 Musical Performers and the reputation that each of the Musical Performers has
4 developed in connection with the sale of legitimate, authorized and high-quality
5 merchandise.

6
7 17. Defendants' unlawful merchandising activities are without permission
8 or authority of Plaintiffs or any of the Musical Performers and constitute express
9 and implied misrepresentations that the Infringing Merchandise was created,
10 authorized or approved by Plaintiffs or the Musical Performers.

11
12 18. Defendants' infringing acts are willful violations of 15 U.S.C. §
13 1125(a) because Defendants used, in connection with goods and services, a false
14 designation of origin and have caused and will continue to cause the Infringing
15 Merchandise to enter interstate commerce.

16
17
18 19. Plaintiffs and the Musical Performers have no adequate remedy at law
19 if Defendants' activities are not enjoined and will suffer irreparable harm and
20 injury.

21
22 20. As a result of Defendants' activities, Plaintiffs and the Musical
23 Performers have been damaged in an amount not yet determined or ascertainable.

24
25 **AS AND FOR A SECOND CAUSE OF ACTION**
26 **Violation of Section 3344 of the California Civil Code**

27 21. Plaintiffs repeat and reallege paragraphs 1 through 10 and 12
28 through 20 of this Complaint as if fully set forth herein.

1 22. Each Musical Performer is a celebrated musical performer with
2 proprietary interests in, *inter alia*, the use in public of the performer's name and
3 likeness.

4
5 23. Defendants have sold, manufactured and distributed Infringing
6 Merchandise bearing the names and likenesses of the Musical Performers and
7 have used the Musical Performers' names and likenesses in advertising for
8 Defendants' goods.

9
10 24. Neither Plaintiffs nor any of the Musical Performers, nor any party
11 acting on behalf of Plaintiffs or any of the Musical Performers, have consented to
12 Defendants' use of the Musical Performers' names and likenesses in advertising
13 or commerce.

14
15 25. Defendants have violated California Civil Code Section 3344 by
16 knowingly appropriating, using and exploiting the names and likenesses of the
17 Musical Performers on Infringing Merchandise and in advertising for any goods
18 for their commercial benefit and without the consent of Plaintiffs or the Musical
19 Performers.
20

21
22 26. As a result of their infringing activities, Defendants have deprived
23 Plaintiffs and the Musical Performers of the right to control the time, place, terms
24 and manner of publicity for the Musical Performers' special talents.

25
26 27. Plaintiffs and the Musical Performers have no adequate remedy at law
27 if Defendants' activities are not enjoined and will suffer irreparable harm and
28 injury.

1 28. As a result of Defendants' activities, Plaintiffs and the Musical
2 Performers have been damaged in an amount not yet determined or ascertainable.

3
4 **AS AND FOR A THIRD CAUSE OF ACTION**
5 **Violation of Common Law Unfair Competition**

6 29. Plaintiffs repeat and reallege paragraphs 1 through 10, 12 through 20
7 and 22 through 28 of this Complaint as if fully set forth herein.

8
9 30. The marks used on the Infringing Merchandise are identical to the
10 Musical Performers' Marks and Defendants' use thereof is likely to, and is
11 certainly intended to, cause confusion to purchasers.

12
13 31. Defendants, by misappropriating and using the Musical Performers'
14 Marks, have utilized unfair means to usurp the good will and distinctive attributes
15 of the Musical Performers' Marks.

16
17 32. Defendants have misrepresented and falsely described to the general
18 public the origin and source of the Infringing Merchandise so as to cause
19 confusion by the ultimate purchaser as to both the source and sponsorship of the
20 Infringing Merchandise.

21
22 33. Plaintiffs and the Musical Performers have no adequate remedy at
23 law if Defendants' activities are not enjoined and will suffer irreparable harm and
24 injury.

1 34. As a result of Defendants' activities, Plaintiffs and the Musical
2 Performers have been damaged in an amount not yet determined or ascertainable.

3
4 **AS AND FOR A FOURTH CAUSE OF ACTION**
5 **Violation of Common Law Right of Publicity**

6 35. Plaintiffs repeat and reallege paragraphs 1 through 10, 12 through
7 20, 22 through 28 and 30 through 34 of this Complaint as if fully set forth herein.

8
9 36. Defendants' unauthorized use of the Musical Performers' names and
10 likenesses violates the Musical Performers' common law rights of publicity.

11
12 37. Plaintiffs and the Musical Performers have no adequate remedy at
13 law if Defendants' activities are not enjoined and will suffer irreparable harm and
14 injury.

15
16 38. As a result of Defendants' activities, Plaintiffs and the Musical
17 Performers have been damaged in an amount not yet determined or ascertainable.

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19
20 **AS AND FOR A FIFTH CAUSE OF ACTION**
21 **Trademark Dilution Under 15 U.S.C. § 1125(c)**

22
23 39. Plaintiffs repeat and reallege paragraphs 1 through 10, 12 through
24 20, 22 through 28, 30 through 34 and 36 through 38 of this Complaint as if fully
25 set forth herein.

26
27 40. By virtue of the Musical Performers' long and continuous use of the
28 Musical Performers' Marks in interstate commerce, the Musical Performers'

1 Marks are famous within the meaning of 15 U.S.C. 1125(c). As such, the
2 Musical Performers' Marks are protected against dilution by 15 U.S.C. 1125(c).
3

4 41. Defendants' use of the Musical Performers' Marks in commerce has
5 diluted and continues to dilute the distinctive quality of the Musical Performers'
6 Marks in violation of 15 U.S.C. 1125(c).
7

8 42. Plaintiffs and the Musical Performers have no adequate remedy at law
9 if Defendants' activities are not enjoined and will suffer irreparable harm and
10 injury.
11

12 43. As a result of Defendants' activities, Plaintiffs and the Musical
13 Performers have been damaged in an amount not yet determined or ascertainable.
14
15

16 **AS AND FOR A SIXTH CAUSE OF ACTION**
17 **Violation of Section 3344.1 of the California Civil Code**

18 44. Plaintiffs repeat and reallege paragraphs 1 through 10, 12 through
19 20, 22 through 28, 30 through 34, 36 through 38 and 40 through 43 of this
20 Complaint as if fully set forth herein.
21

22 45. Tupac Shakur was a celebrated musical performer with proprietary
23 interests in, *inter alia*, the use in public of his name and likeness. Tupac Shakur
24 died on September 2, 1996. On September 27, 2004, Amaru Entertainment, Inc.
25 ("Amaru") registered a claim pursuant to California Civil Code Section 3344.1.
26 Amaru granted Bravado the exclusive right to use Tupac Shakur's name and
27 likeness in relation to merchandise.
28

1 46. Defendants have sold, manufactured and distributed Infringing
2 Merchandise bearing Tupac Shakur's name and likeness and have used Tupac
3 Shakur's name and likeness in advertising for Defendants' merchandise.
4

5 47. Neither Bravado nor any party acting on behalf of Bravado has
6 consented to Defendants' use of Tupac Shakur's name and likeness in advertising
7 or commerce.
8

9 48. Defendants have violated California Civil Code Section 3344.1 by
10 knowingly appropriating, using and exploiting Tupac Shakur's name and likeness
11 on Infringing Merchandise and in advertising, for their commercial benefit and
12 without the consent of Bravado.
13

14 49. As a result of their infringing activities, Defendants have deprived
15 Bravado of the right to control the time, place, terms and manner of publicity for
16 Tupac Shakur's special talents.
17

18 50. Bravado has no adequate remedy at law if Defendants' activities are
19 not enjoined and will suffer irreparable harm and injury.
20

21 51. As a result of Defendants' activities, Bravado has been damaged in
22 an amount not yet determined or ascertainable.
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AS AND FOR A SEVENTH CAUSE OF ACTION
Violation of Washington Code Section 63.60.010 *et seq.*

52. Plaintiffs repeat and reallege paragraphs 1 through 10, 12 through 20, 22 through 28, 30 through 34, 36 through 38, 40 through 43 and 45 through 51 of this Complaint as if fully set forth herein.

53. Each Musical Performer is a celebrated musical performer with proprietary interests in, *inter alia*, the use in public of the performer's name and likeness.

54. Defendants have sold, manufactured and distributed or caused the sale, manufacture and distribution of Infringing Merchandise bearing the names and likenesses of the Musical Performers in the State of Washington and have used the Musical Performers' names and likenesses in advertising for Defendants' merchandise in the State of Washington.

55. Neither Plaintiffs nor any of the Musical Performers, nor any party acting on behalf of Plaintiffs or any of the Musical Performers, have consented to Defendants' use of the Musical Performers' names and likenesses in advertising or commerce.

56. Defendants have violated Washington Code Section 63.60.010 *et seq.* by appropriating, using and exploiting the names and likenesses of the Musical Performers on Infringing Merchandise that they have manufactured, distributed and/or transported and/or caused Infringing Merchandise to be distributed and/or transported into Washington and/or by advertising said

1 products for their commercial benefit without the consent of Plaintiffs or the
2 Musical Performers.

3
4 57. As a result of their infringing activities, Defendants have deprived
5 Plaintiffs and the Musical Performers of the right to control the time, place, terms
6 and manner of publicity for the Musical Performers' special talents.

7
8 58. Plaintiffs and the Musical Performers have no adequate remedy at
9 law if Defendants' activities are not enjoined and will suffer irreparable harm and
10 injury.

11
12 59. As a result of Defendants' activities, Plaintiffs and the Musical
13 Performers have been damaged in an amount not yet determined or ascertainable.
14

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17 **AS AND FOR AN EIGHTH CAUSE OF ACTION**
18 **Violation of Section 3344.1 of the California Civil Code**

19 60. Plaintiffs repeat and reallege paragraphs 1 through 10, 12 through
20 20, 22 through 28, 30 through 34, 36 through 38, 40 through 43, 45 through 51
21 and 53 through 59 of this Complaint as if fully set forth herein.
22

23 61. Bob Marley was a celebrated musical performer with proprietary
24 interests in, *inter alia*, the use in public of his name and likeness. Bob Marley
25 died on May 11, 1981. On April 19, 1990, Bob Marley Music, Inc. ("Bob
26 Marley Music") registered a claim pursuant to California Civil Code Section
27
28

1 3344.1. Bob Marley Music granted Zion the exclusive right to use Bob Marley's
2 name and likeness in relation to merchandise.

3
4 62. Defendants have sold, manufactured and distributed Infringing
5 Merchandise bearing Bob Marley's name and likeness and have used Bob
6 Marley's name and likeness in advertising for Defendants' merchandise.

7
8 63. Neither Zion nor any party acting on behalf of Zion has consented to
9 Defendants' use of Bob Marley's name and likeness in advertising or commerce.

10
11 64. Defendants have violated California Civil Code Section 3344.1 by
12 knowingly appropriating, using and exploiting Bob Marley's name and likeness
13 on Infringing Merchandise and in advertising, for their commercial benefit and
14 without the consent of Zion.

15
16 65. As a result of their infringing activities, Defendants have deprived
17 Zion of the right to control the time, place, terms and manner of publicity for Bob
18 Marley's special talents.

19
20 66. Zion has no adequate remedy at law if Defendants' activities are not
21 enjoined and will suffer irreparable harm and injury.

22
23 67. As a result of Defendants' activities, Zion has been damaged in an
24 amount not yet determined or ascertainable.

AS AND FOR A NINTH CAUSE OF ACTION
Violation of Texas Property Code Section 26.003 *et seq.*

68. Plaintiffs repeat and reallege paragraphs 1 through 10, 12 through 20, 22 through 28, 30 through 34, 36 through 38, 40 through 43, 45 through 51, 53 through 59 and 61 through 67 of this Complaint as if fully set forth herein.

69. Each Musical Performer is a celebrated musical performer with proprietary interests in, *inter alia*, the use in public of the performer's name and likeness.

70. Defendants have sold, manufactured and distributed or caused the sale, manufacture and distribution of Infringing Merchandise bearing the names and likenesses of the Musical Performers in the State of Texas and have used the Musical Performers' names and likenesses in advertising for Defendants' merchandise in the State of Texas.

71. Neither Plaintiffs nor any of the Musical Performers, nor any party acting on behalf of Plaintiffs or any of the Musical Performers, have consented to Defendants' use of the Musical Performers' names and likenesses in advertising or commerce.

72. Defendants have violated Texas Property Code Section 26.003 *et seq.* by appropriating, using and exploiting the names and likenesses of the Musical Performers on Infringing Merchandise that they have manufactured, distributed and/or transported and/or caused the Infringing Merchandise to be distributed and/or transported into Texas and/or by advertising said products for

1 their commercial benefit without the consent of Plaintiffs or the Musical
2 Performers.

3
4 73. As a result of their infringing activities, Defendants have deprived
5 Plaintiffs and the Musical Performers of the right to control the time, place, terms
6 and manner of publicity for the Musical Performers' special talents.

7
8 74. Plaintiffs and the Musical Performers have no adequate remedy at
9 law if Defendants' activities are not enjoined and will suffer irreparable harm and
10 injury.

11
12 75. As a result of Defendants' activities, Plaintiffs and the Musical
13 Performers have been damaged in an amount not yet determined or ascertainable.
14

15
16 **AS AND FOR A TENTH CAUSE OF ACTION**
17 **Violation of Section 540.08 of the Florida Statutes**

18
19 76. Plaintiffs repeat and reallege paragraphs 1 through 10, 12 through 20,
20 22 through 28, 30 through 34, 36 through 38, 40 through 43, 45 through 51, 53
21 through 59, 61 through 67 and 69 through 75 of this Complaint as if fully set forth
22 herein.

23
24 77. Each Musical Performer is a celebrated musical performer with
25 proprietary interests in, *inter alia*, the use in public of the performer's name and
26 likeness.

1 78. Defendants have sold, manufactured and distributed or caused the
2 sale, manufacture and distribution of Infringing Merchandise bearing the names
3 and likenesses of the Musical Performers in the State of Florida and have used
4 the Musical Performers' names and likenesses in advertising for Defendants'
5 merchandise in the State of Florida.

6
7 79. Neither Plaintiffs nor any of the Musical Performers, nor any party
8 acting on behalf of Plaintiffs or any of the Musical Performers, have consented to
9 Defendants' use of the Musical Performers' names and likenesses in advertising
10 or commerce.

11
12 80. Defendants have violated Section 540.08 of the Florida Statutes by
13 appropriating, using and exploiting the names and likenesses of the Musical
14 Performers on Infringing Merchandise that they have manufactured, distributed
15 and/or transported and/or caused the Infringing Merchandise to be distributed
16 and/or transported into Florida and/or by advertising said products for their
17 commercial benefit without the consent of Plaintiffs or the Musical Performers.

18
19
20 81. As a result of their infringing activities, Defendants have deprived
21 Plaintiffs and the Musical Performers of the right to control the time, place, terms
22 and manner of publicity for the Musical Performers' special talents.

23
24 82. Plaintiffs and the Musical Performers have no adequate remedy at
25 law if Defendants' activities are not enjoined and will suffer irreparable harm and
26 injury.

1 83. As a result of Defendants' activities, Plaintiffs and the Musical
2 Performers have been damaged in an amount not yet determined or ascertainable.
3

4 WHEREFORE, Plaintiffs respectfully pray that this Court grant the
5 following relief:
6

7 A. A Preliminary Injunction restraining, enjoining and prohibiting each
8 of the Defendants from manufacturing, distributing, advertising or selling any
9 and all merchandise bearing the Marley Marks or the name, trademark or likeness
10 of any of the Musical Performers, or anything confusingly similar thereto, or any
11 mark or designation that would cause consumers to believe that Defendants'
12 merchandise was sponsored or authorized by Plaintiffs or any of the Musical
13 Performers;
14

15 B. A Permanent Injunction restraining, enjoining and prohibiting each
16 of the Defendants from manufacturing, distributing, advertising or selling any
17 and all merchandise bearing the Marley Marks or the name, trademark or likeness
18 of any of the Musical Performers, or anything confusingly similar thereto, or any
19 mark or designation that would cause consumers to believe that Defendants'
20 merchandise was sponsored or authorized by Plaintiffs or any of the Musical
21 Performers;
22

23 C. Three times each Defendant's profits or three times the damages
24 suffered by Plaintiffs and the Musical Performers, whichever is greater, as well as
25 reasonable attorneys' fees and costs under the First and Fifth Causes of Action;
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1 D. Each Defendant's profits or the damages suffered by Plaintiffs and
2 the Musical Performers, or statutory damages of no less than \$750.00 for each
3 name or likeness that each Defendant used on each different product or in
4 advertising, in addition to punitive damages and attorneys' fees pursuant to
5 California Civil Code Sections 3344 and 3344.1 and under the Second, Sixth and
6 Eighth Causes of Action;

7
8 E. Each Defendant's profits or the damages suffered by Plaintiffs and
9 the Musical Performers, whichever is greater, in addition to punitive damages
10 under the Third and Fourth Causes of Action;

11
12 F. Statutory damages of \$2,000,000.00 pursuant to 17 U.S.C. § 1117(c)
13 for each of the trademarks that each Defendant used in connection with the sale
14 of counterfeit merchandise;

15
16 G. Each Defendant's profits or the damages suffered by Plaintiffs and
17 the Musical Performers, or statutory damages of no less than \$1,500.00 for each
18 name or likeness that each Defendant used on each different product or in
19 advertising in Washington, in addition to punitive damages and attorneys' fees
20 pursuant to Washington Code Section 63.60.060 and under the Seventh Cause of
21 Action;

22
23
24 H. Each Defendant's profits or the damages suffered by Plaintiffs and
25 the Musical Performers, or statutory damages of no less than \$2,500.00 for each
26 name or likeness that each Defendant used on each different product or in
27 advertising in Texas, in addition to punitive damages and attorneys' fees pursuant
28

1 to Texas Property Code Section 26.013(a)(1) and under the Ninth Cause of
2 Action;

3
4 I. An award of pre- and post-judgment interest on the foregoing sums;
5 and

6
7 J. Such other and further relief that this Court deems to be just and
8 proper.

9
10
11 Dated: May 31, 2017
12 Culver City, CA

Respectfully submitted,

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